

ORDER SHEET
IN THE HIGH COURT OF SINDH, CIRCUIT COURT HYDERABAD
Cr. Appeal No.S-141 of 2021

DATE	ORDER WITH SIGNATURE OF JUDGE(S)
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1. For orders on MA-10213/2022
2. For orders on MA-10214/2022
3. For orders on office objections.
4. For orders on MA-9468/2021.

17.11.2022.

Mr. Zain-ul-Abdin, Advocate for appellant.
Mr. Abdul Waheed Bijarani, A.P.G for State.

ORDER

Through instant Criminal Appeal, the appellant Jani son of Makhan Bheel has assailed the judgment dated 26.08.2021 passed by learned 1st Additional Sessions Judge/MCTC, Badin in Sessions Case No.24 of 2021, emanating from Crime No.115 of 2020 registered at P.S Pangrio for offences u/s 324, 114, 334, 337-F(i), 337-A(i), 337-F(ii), 337-L(ii), 504, 34 PPC.

During pendency of instant appeal, through above miscellaneous applications, the parties have prayed to accord permission to compound the offence and have prayed for acquittal of the appellant.

In compliance of earlier order, injured Sufyan present in person has filed his affidavit duly sworn in by him in the office today i.e. 17.11.2022, taken on record. He also affirms the contents of compromise application.

Appellant Jani son of Makhan Bheel as well as injured and complainant have jointly filed compromise applications stating therein that due to intervention of their Nekkards they have buried their differences and the complainant and injured have forgiven the accused in the name of Almighty Allah therefore, they have no objection if the appellant may be acquitted of the charges and they do not intend to linger on the proceedings; hence, under the directions both the parties

have filed listed applications alongwith their respective affidavits and the contents of such affidavits are affirmed by the parties. Hence, they submit that by granting listed applications instant appeal may be disposed of and appellant may be acquitted of the charges.

Learned Assistant P.G present in Court waives notice of the listed applications and records his no objection.

In view of above, it is observed that compromise entered into between the parties appears to be genuine, lawful and without any pressure or coercion from any side and that complainant and the injured have voluntarily forgiven the appellant / accused. Therefore, keeping in view the cordial relations between the parties in future, the compromise application under Section 345(5) Cr.P.C is hereby granted and application under Section 345(6) Cr.P.C is accepted. Consequently, appellant Jani son of Makhan Bheel is acquitted of the charges. He shall be released forthwith if he is not required in any other custody case.

In view of above, instant Criminal Appeal No.S-141 of 2021 is disposed of accordingly.

JUDGE

Tufail